

MINUTES

**REGULAR TOWNSHIP MEETING
MUNICIPAL BUILDING**

**FEBRUARY 27, 2007
DELRAN, NJ**

CALL TO ORDER

SALUTE TO THE FLAG

ROLL CALL: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris, Mr. Chinnici, and Mr. Hermansky were present.

Sunshine Statement: Be advised that proper notice has been given by the Township Council in accordance with the sunshine law in the following manner. Notice advertised in the Burlington County Times and Camden Courier Post on December 21, 2006 and posted on the bulletin board on the same date.

Approval of the minutes for February 7, 2007 and Special Meeting of February 7, 2007

MOVED BY Mark Macey_____SECONDED BY Michael Chinnici

Roll Call: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris, Mr. Chinnici, and Mr. Hermansky

Ayes: 5
Nays: 0
Approved: **Yes**

ORDINANCE ON FIRST READING

**TOWNSHIP OF DELRAN
ORDINANCE #2007-04**

**AN ORDINANCE AMENDING SECITON 150-8 OF THE REVISED GENERAL
ORDINANCES OF THE TOWNSHIP OF DELRAN WITH RESPECT TO ESCROW
FEES**

MOVED BY Mark Macey SECONDED BY Michael Chinnici

Roll Call: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris
Mr. Chinnici and Mr. Hermansky

Ayes: 5
Nays: 0
Approved: **Yes**

ORDINANCE ON FIRST READING

**TOWNSHIP OF DELRAN
ORDINANCE #2007-05**

**AN ORDINANCE TO ESTABLISH SALARIES FOR VARIOUS OFFICIALS OF THE
TOWNSHIP OF DELRAN, COUNTY OF BURLINGTON, STATE OF NEW JERSEY
AND REGULATING THE MANNER OF PAYMENT OF SAME.**

MOVED BY Ken Paris SECONDED BY Mark Macey

Roll Call: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris
Mr. Chinnici and Mr. Hermansky

Ayes: 5
Nays: 0
Approved: **Yes**

ORDINANCE ON SECOND READING

**TOWNSHIP OF DELRAN
ORDINANCE #2007-03**

**AN ORDINANCE GOVERNING OUTSIDE EMPLOYMENT OF POLICE
OFFICERS, EMERGENCY PERSONNEL, AND CREATING PROCEDURES FOR
PAYMENT OF OUTSIDE EMPLOYERS**

PUBLIC HEARING

Mr. Hermansky asked for comments on this ordinance since it is on second reading. No one had any comments. The Public Hearing was closed.

MOVED BY Mark Macey SECONDED BY Ken Paris

Roll Call: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris, Mr. Chinnici, and Mr. Hermansky

Ayes: 5
Nays: 0
Approved: Yes

RESOLUTIONS – CONSENT AGENDA

2007-10 – Resolution appointing Sewerage Authority member

Resolution -2007-11 – Resolution authorizing payment of interest on certain Developer’s Escrow Funds.

Resolution 2007-12 - Refunding 2007 Tax overpayments

Resolution 2007 –13 - Authorizing aerial applications for mosquito control

Resolution 2007 –14 – Agreement with Delanco relative to the Salt Dome

Resolution 2007-15 – Approval of the Director of Local Government Services for “Dedication by Rider” approval for Donation of Funds for Earth Day Celebration.

Resolution 2007-16 – Approval for Raffle License for Delran Middle School Raffles 329, 330, 331.

MOVED BY Ken Paris SECONDED BY Mark Macey

Roll Call: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris, Mr. Chinnici, and Mr. Hermansky

Ayes: 5
Nays: 0
Approved: Yes

MOTIONS

A motion authorizing the payment of bills including all purchases made under the Cooperative Purchasing Agreement.

MOVED BY Michael Chinnici SECONDED BY Anthony Ogozalek, Sr.

Roll Call: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris, Mr. Chinnici, and Mr. Hermansky

Ayes: 5
Nays: 0
Approved: Yes

A motion accepting the report of the Tax Collector/CFO and Township Clerk

MOVED BY Mark Macey SECONDED BY Anthony Ogozalek, Sr.

Roll Call: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris, Mr. Chinnici, and Mr. Hermansky

Ayes: 5
Nays: 0
Approved: Yes

A motion granting a mercantile license to:

Divan Turkish Market – 5006 Route 130 N.
Best Price Auto Sales – 150-B Carriage Lane

MOVED BY Mark Macey SECONDED BY Michael Chinnici

Roll Call: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris, Mr. Chinnici, and Mr. Hermansky

Ayes: 5
Nays: 0
Approved: Yes

REPORTS

Mayor - Mayor Stellwag advised that Scott Butte to the Alternate position of the Planning Board.

Administrator – Mr. Hatcher reported that the department that reviews the Municipal Courts in the State of New Jersey has mandated at the end of the previous year that the State review the security measures for Municipal Courts. Our review of the security systems came out very well. The Judge was extremely pleased we were at the higher end of all the recommendations they made. We have been doing weapon screening for some time but we changed the old weapon screening method to the walk through. We are in compliance and that report has been filed with the State. Mr. Hatcher also reported that the Township Engineer has completed the initial review of North Chester Avenue drainage issue and they will be on one of the next work session meetings. We will let those residents know as to when to come back. Finally, in working with Council, we have completed interviews for the Municipal Clerk's position and have selected a Municipal Clerk that will be taking over in approximately three weeks.

Solicitor – No report

Members of Council –

Mr. Ogozalek – No report

Mr. Chinnici – No report

Mr. Macey – No report

Mr. Paris – Mr. Paris mentioned that Town Council has been reviewing the 2007 budget and are trying to find ways to reduce any areas of the budget. Council and the police continue to address issues throughout the town that are brought to Council's attention and Mr. Paris said he will continue to make himself available to anyone who has any issues or concerns they need to address. Feel free to contact Mr. Paris either by e-mail or by phone. Mr. Paris reported he is continuing reaching out to businesses in the town and requests their participation in what he calls "A giveback to the community program" Mr. Paris's hope is that this program serves as an informal business association. His goal is to form a group to allocate scholarships for the students in Delran. Mr. Paris would also like to see this group used to assist our town in events such as the past Delran Day. Mr. Parish has several businesses that have made commitments to be involved. Another item is that Town Council has been heavily involved in addressing the allocations of our Township fields. We will be reviewing the registrations of all your organizations that are interested in the use of our fields assuring that the membership are comprised of Delran residents. We need to do this because our resources regarding these fields and field time is limited. If we see the need to revise our policies, we will as is deemed necessary. Town Council requested that Ed Bart of Public Works go out, inspect the current conditions of our roads throughout the township, and come back with a list of the top ten roads that required attention. These roads were not ranked in any order. Mr. Bart has supplied this list and it will be used to determine what roads will be repaired, when we are in our next phase of road repairs. The President of Council again pushed off one other item, the Nepotism Ordinance that Mr. Paris is attempting to put forward, as it is his opinion that there is no need for such an ordinance. I would like him to discuss the reasons that he feels that we do not need an ordinance that defines and outlaws hiring through nepotism. Most other towns have nepotism ordinances in place and Mr. Paris would like some clarification on that. On a lighter note, I would like everyone to know that the Easter Egg Hunt is scheduled for March 3, 2007 at Conrow Road Park. It is a wonderful time for the kids to enjoy it. Some people questioned March 3 and Mr. Paris said "yes' it is March 3.

Mr. Hermansky had no report. The meeting was opened to the public.

Public Portion of the meeting

Jim Bintliff of 186 Forge Road addressed the Mayor and Members of Council. Mr. Bintliff said he represents the Delran Girls Softball Association. Mr. Bintliff said he is here for one simple reason – fair and equal access to Delran Township owned softball fields. DGSA represents 120 Delran girls who want to play softball. The DGSA realizes that more softball fields are needed and they realize there is another sports program in town that offers softball; however, Mr. Bintliff feels that his teams are being denied the use of Township fields and as taxpaying residents of Delran, find that unacceptable. Mr. Bintliff felt that the fields could be scheduled efficiently. Mr. Bintliff said the DGSA's passion is softball and the girls want to play ball.

Kelly Ann Cascio 888 Waterford Drive followed up on what Mr. Bintliff said. Mrs. Cascio read a statement explaining the softball program and the positive effects it has on the young players. Mrs. Cascio spoke on equal opportunity and the mission of the DGSA, which is to provide a program that provides character, develops leadership skills, and enriches the health of those involved in the program. Mrs. Cascio spoke at length on building character, confidence and developing fair play. Mrs. Cascio stated that the DGSA feels that the current structure of the DAA with a Board of Executive Officers as a blanket authority over many individual commissioners and sports program is not conducive to a successful and quality program for the girls. Mrs. Cascio spoke on the sub-standard equipment for the girls' softball program.

Mrs. Cascio asked what is Town Council's position on the DGSA request for equal access to the Township softball fields. In addition, is Town Council considering the DGSA offer to transform Leon field into a softball complex at no cost to the Delran taxpayer.

Mr. Macey said he would answer the second question, as it is the easiest one. The Township Council usually does not give blanket ability to make modifications to our fields. Mr. Macey said he would consider it. In answer to the first question, Mr. Macey feels that what the DGSA is doing in giving the kids an alternative is fantastic. Mr. Macey agreed on the involvement of children in sports activities. However, since there is an issue as to the usage of fields and proper allotment, is to gather information to try to help the RAC who makes that decision come to the right conclusion in terms of numbers. Mr. Macey said that he believes the Council is trying to ensure that everyone gets an opportunity to use the fields to the extent that they are available. Mrs. Cascio said she heard a rumor that the DAA had 120 girls signed up in their softball program. Since the DGSA has 120, that would make them equal.

There was discussion on the number of fields and teams and how to work this out fairly between the DGSA and the DAA.

Frank DiLuzio 17 Auburn Drive, Chairman of the RAC stated that some of the fields have commitments that neither one of the organizations would be able to use Notre Dame Field. One is Saturday morning when the special needs children use the field and during the week at Notre Dame the High School JV team uses the field. Looking at the whole situation, there are ten teams in the AA and ten teams in the DGSA. Mr. DiLuzio said there are two fields that the RAC issues permits, one is Leon Avenue and other is Notre Dame Field. Historically the Delran fields were always given to the Delran children first, which at that time came under the DAA. This is a unique situation since both organizations are made up of Delran kids. The solution if you are going to define fairness and so far, I believe that the school fields are divided equally, each organization has one field at Chester Avenue and splitting the time on the High School. The audience agreed that was correct. The Major factor is that there are not enough fields. Mr. DiLuzio suggested dividing the fields equally. Now not everybody might be happy but Mr. DiLuzio proposed that one organization would have Monday, Wednesday, Friday and Sunday one week. The other organization would have Tuesday Thursday and Saturday and then the following week it would reverse. That would divide the time equally. Mr. DiLuzio asked if that would be acceptable. However, if either organization gets field time somewhere else, that we try to use that field to equalize the time in Delran. Mr. DiLuzio explained that we have two nice baseball fields for boys, one at SummerHill and one at Notre Dame. There are two nice softball fields for girls in town, Notre Dame and the High School. Actually when Mr. DiLuzio figured it out, with twenty softball teams, the girls have more field time available than the boys do. The boys have thirty teams. Mr. DiLuzio said there was padding put around the boys' field because of two injuries; however, he has no objection to putting it around the girls' fields. At the time, Mr. DiLuzio did not know of any girls softball fields that had 4' fences. However, there may be a stretch of fence over at Leon Avenue. The RAC will take care of it. Mr. DiLuzio said

he is willing to sit down with both organizations to work out field time. Mr. DiLuzio also asked for lights on one of the fields. Mr. DiLuzio also asked about the chain of communication. The process should be that the Council has designated the Recreation Advisory Committee as the people who will designate field time, work with Ed Bart and Larry Jack, communicate with them as to what the needs are for the programs in Delran. A member of Council should not allow a group or one person to come in and say, "We should do this." It should not be every member of Council, Frank DiLuzio, Ed Bart, and Larry Jack and all the RAC. Mr. DiLuzio wish is that it would be directed, comments to be made, that the comments be made to the person responsible. The bottom line should be the Chairman of the RAC. If there is a problem then the Chairman of RAC should be able to contact Mr. Hatcher and ask to come in to a work session and smooth out whatever the problem is.

Mr. Hermansky said he respects Mr. DiLuzio and his decisions and said that Mr. DiLuzio has been involved in youth sports long past when your children were involved in sports. Mr. Hermansky has the utmost respect for Mr. DiLuzio. Mr. DiLuzio has much more wisdom concerning the sports programs than most of Council but in all fairness what happened is that we had a group of residents who came to our last work session and brought up this issue. We asked Mr. Hatcher to reach out to you and also reach out to the AA to try to get us some numbers as well as we asked the DGSA at that time to give us their numbers. We were trying to pull in the numbers from registration, how many teams, etc. We then wanted to discuss it with you and see what happened on your end, what you know, what other teams that we were not aware used the teams. We were in the process of trying to pull all of this together to work with you.

Mr. DiLuzio wanted to know if Council wants to expedite lights at Notre Dame. Mr. Macey answered it is a lot more than just putting lights up. It impacts every resident because it changes the use of the field because now it becomes a much longer night. Mr. Macey wanted to make the point that putting lights on a field is more difficult than just putting up the lights. It is not something we can over night but at the same time, you do not put up lights in three months.

Mr. Macey also feels that splitting the time at this time is what is fair. If all Council agrees with your concept, is that something you can work out with a couple of members of each group. Everyone agreed with the plan and Mr. Macey said since the AA has not spoken, he wants to make sure it also meets his or her needs. Mr. Macey also said if both organizations have the same number of kids, there does not seem to be another solution. Mr. DiLuzio said if they are all Delran kids. Mr. DiLuzio was thanked for coming and for his comments.

Peggy Cosette-Bauer – 162 Antietam Road – wanted to provide information on Relay for Life to be held at Delran High School on June 8 and 9, 2007. It is a fundraiser for the American Cancer Society. The event chairperson is Aimee Belgard who spoke and said she is the volunteer event chair for the Relay for Life. This is the first time the event will be held in Delran. Relay for Life is the largest non-profit fundraiser in the country with relays being held all across the country. There were pamphlets handed out. The goal is to raise \$103,000. This event is on the web site for Delran. Council was invited to come out and participate.

Joe LaMonica – 16 Navy Drive – Mr. LaMonica asked questions on the firehouse and the tax rate. Mr. Hermansky said a local business appealed what the firehouse was doing and this held them up. Mr. Macey also added that the fire commissioner's are run independently as a board and as a budget. Council advised Mr. LaMonica that he should go to a fire commissioners meeting. Mr. LaMonica also asked about Alden Avenue Firehouse. What is going to happen once this new one opens? Mr. Macey said he thinks they have a sale; however, no one knows the price.

Mr. LaMonica asked about the parking at Tenby Towne Apartments. Mr. Hatcher said the Fire Marshals reviewed the parking and have some questions and will have to bring it back to a work session. There is some discussion as to whether or not they are in violation.

Tom Tartaglia 58 Springcross Drive – At the work session meeting last week, there was an agreement that one person would review the list from each association and that was Jeff Hatcher. Is that agreement still in place? Mr. Paris answered that as a Councilperson on the board, he exercises his option to review the list. He said that he wanted to review that list and his feeling is that he wants to participate in reviewing the list. Mr. Tartaglia said there is an issue of mistrust with some or one of Town Council with this organization and that is why, Mr. Hatcher was chosen, if you will, to review both the list. Mr. Tartaglia requested that a DGSA member would

sit and review the list with Mr. Hatcher. Council said that we are past that now. Mr. Tartaglia said this organization is very important to the people who founded it and we do not want any wrongdoing or anything happening to this fine organization. Mr. Tartaglia said that the DGSA wants to work with Council and get lights on Leon and not use taxpayers' money. Mr. Macey said that the DGSA will be invited in to make a formal presentation to tell Council what it is the DGSA plans to do. Mr. Macey also said remember it is our fields but if we can work something out, we will be very appreciative for any improvement.

Mr. Hatcher asked for a clarification is Frank going to be moving forward with the two groups. If he is, you are not looking to resolve the list issue prior to that time. The answer was no. Mr. Macey stated that he felt that enough was presented to show that there are equal numbers on each side and I don't think anyone is disputing that and I think the issue of the list is dead.

Bob Biluck 24 Suburban Blvd. – Mr. Biluck said he did not prepare anything but just came to listen. As president of the AA and speaking for other board members, the AA is more than willing to meet with Frank and the Board of the DGSA to resolve this matter.

Lou Pell 102 Fox Chase Drive – Mr. Pell had one simple question. What if all 240 girls signed up for the Delran AA softball. Mr. Hermansky said there would be no issue. Mr. Pell said what is the issue then if they are all Delran girls.

Ingar Blosfeld 153 Fenwick Court – Mr. Blosfeld is the representative from the Delran Board of Education and has a few items of interest. They just finished interviews for the successor to Joe Picogna and a top candidate was selected. Dr. Sharp will contact the candidate tomorrow and he will be at the next meeting, if all goes well. The other thing is that there is a state aid increase for Delran School; he thinks it is 5.8% that translates to a little over \$500,000. Mr. Blosfeld mentioned the upcoming school election and for everyone to get informed.

Debbie Khan – 38 Springcross Drive – Mrs. Khan asked why is it necessary for the two organizations to discuss fields, if the RAC has already made the decision. The DGSA has already asked for 50% and would not be just as easy to split now and be done. Mr. Hermansky said that is what is going to be done. Mrs. Khan said "they are going to talk" and Mrs. Khan concern is when groups get together, things get lost. Her concern is coming back again. Mr. Macey said he heard from the head of the RAC who asked Council's opinion as to what was a fair decision. Mr. Macey is expecting that is where the talks will focus on 50% of the field team. Mr. Macey said that the talks should not break down this time. Mr. Hermansky said Council has the utmost confidence in Frank DiLuzio and he will handle the fields fairly. Mrs. Khan said she has no problem with Frank her concern is when the parties get together. Mr. Paris said Frank DiLuzio has the voice of Council and he knows he has a decision to make and he will work with both parties.

Mary Parento 25 South Bridgeboro – Mrs. Parento thanked Frank and Mr. Ogozalek for their help with the Delran VFS. They were able to make a large contribution to help put a shed over at SummerHill and they are going to put a plaque on that shed thanking the VFW for their contribution. Mrs. Parento offered a special thank to Mr. Ogozalek, as he was instrumental in getting the shed for the Delran Athletic Association.

Jim Webster – 808 Drexel – Asked if Drexel was on the list of soon to be repaved roads. Mr. Macey corrected Mr. Webster, as that was not a list of soon to be repaved roads. Mr. Webster was told that the list needs to be reviewed. It is just a list of recommendations. Drexel was not on the list. Mr. Hatcher said he would have the Superintendent look at Drexel.

Mr. Tartaglia spoke again and asked how much time the AA asked for as far as the Township fields. The DGSA asked for half. Mr. Tartaglia would like to know from Frank DiLuzio what the request was from the AA. Mr. Hermansky said does it matter? Mr. Tartaglia said he does matter because if they asked for all of it and we were denied all of it. We only asked for half then it is big of the AA to come up and say they want to talk to us now. Mr. DiLuzio said he does not want to argue this point. Mr. DiLuzio said at the time the process has always been that the Delran AA was the recognized sports youth program in Delran. The process in the past has always been Delran AA first. Through the course of this bickering back and forth, I heard plus and minus on both sides but one thing I heard was that the DGSA had kids from out of town. At this point, I am taking the Delran AA and the DGSA word for it that the kids are from Delran. The onus is on the two organizations to live up

to what they are saying. At that time, he issued field time to the Delran AA because they requested it going on the precept that DGSA did not have all Delran girls. However, DGSA is now saying they are all Delran girls and that is how he came up with the idea of equal time. Mr. Macey said that was the right answer.

Tim Hoyt – 320 Ithaca Avenue – Mr. Hoyt asked during soccer season, they put up portable lighting for a period. Mr. Hoyt asked if this would be feasible for softball field. Council said he would not be suitable for softball because soccer is a ground sport and softball is played mostly in the air. Mr. Macey said he feels he would pose a dangerous situation because the lighting would not tell the kids where the ball is coming down. Mr. Macey said if a proposal was submitted they would look at it, but he does not feel it would be effective for softball.

The public portion of the meeting was closed.

Motion to adjourn the meeting

MOVED BY: Mark Macey and SECONDED BY: Michael Chinnici

Roll Call: Mr. Macey, Mr. Ogozalek, Sr., Mr. Paris, Mr. Chinnici, and Mr. Hermansky voted yes.

Ayes: 5
Nays: 0
Approved: Yes